

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

WEBROOT, INC. and)	
OPEN TEXT, INC.,)	
)	
Plaintiffs,)	Civil Action No.
v.)	6:22-cv-00239-ADA
)	
TREND MICRO, INC.,)	JURY TRIAL DEMANDED
)	
Defendants.)	
)	
<hr/> TREND MICRO, INC.,)	
)	
Counterclaim-Plaintiff,)	
.)	
v.)	
)	
WEBROOT, INC. and)	
OPEN TEXT, INC.,)	
.)	
and)	
.)	
.)	
OPEN TEXT CORP.)	
.)	
. Counterclaim-Defendants)	
)	

AMENDED UNOPPOSED NOTICE OF EXTENSION OF TIME

Without waiving any defenses described or referred to in Rule 12 of the Federal Rules of Civil Procedure, Webroot, Inc. Open Text, Inc. and Open Text Corp. file this Unopposed Notice of Extension of Time to answer or otherwise respond to the counterclaims raised in Defendant Trend Micro Inc.’s Answer, Affirmative Defenses, and Counterclaims to Plaintiffs Webroot, Inc. and Open Text, Inc.’s Complaint for Patent Infringement (“Defendant’s Counterclaims”) and hereby state:

1. On March 4, 2022, Webroot, Inc. and Open Text, Inc. (“Plaintiffs”) filed a Complaint against Trend Micro, Inc. (“Defendant”) alleging patent infringement. ECF 1.

2. Defendant received a 45-day extension of time to answer or otherwise respond to the Complaint. ECF 11.

3. On May 16, 2022, Defendant responded by filing Trend Micro Inc.’s Answer, Affirmative Defenses, and Counterclaims to Plaintiffs Webroot, Inc. and Open Text, Inc.’s Complaint for Patent Infringement. ECF 18. Defendant’s response included counterclaims asserted against counterclaim defendants Webroot, Inc., Open Text, Inc. and Open Text Corp. (“Counterclaim Defendants”).

4. Counsel for Plaintiffs reached out to counsel for Defendant and requested a 45-day extension to answer or otherwise respond to Defendant’s Counterclaims.

5. Counsel for Defendant has informed Counsel for Plaintiff that Defendant does not oppose the requested extension.

6. On May 27, 2022, Counterclaim Defendants filed an Unopposed Notice of Extension of Time (“Initial Notice”). ECF 22. The Initial Notice indicated that an extension of 45-days was requested and that Counsel for Defendant does not oppose the requested extension. ECF 22, ¶¶4-6. However, the Unopposed Notice of Extension identified June 30, 2022 as the deadline to answer or otherwise plead, which is only a 24-day extension. A forty-five day extension extends the deadline to answer or otherwise plead to July 21, 2022.

7. This amended request for extension does not change the date for any hearing, final submission to the Court related to a hearing, or trial and thus is being submitted as a notice to the Court in accordance with the Court’s Standing Order Regarding Joint or Unopposed Request to Change Deadlines (filed March 7, 2022).

8. WHEREFORE, Counterclaim Defendants respectfully request that the deadline to answer or otherwise respond to Defendant's Counterclaims be extended and set to **July 21, 2022**.

Dated: June 29, 2022

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Respectfully submitted,

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Counsel for Webroot, Inc. and Open Text, Inc.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record as being served with a copy of the foregoing document via the court's CM/ECF system on June 29, 2022.

/s/ Jeffrey D. Mills

Jeffrey D. Mills